IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3150 OF 2006

The State of Maharashtra	.....	Applicant.
V/s		
Rakesh V. Sharma @ Pande ...	... .	Respondent.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Smt.V.R.Bhosale, APP for the applicant.

None for the respondents.

CORAM:V.G. PALSHIKAR, Ag. C.J.
AND
SMT.NISHITA MHATRE, J.

27.9.2006.

PC:

By this application leave is sought to appeal against the order of acquittal. We have perused the order of acquittal. The learned Judge has marshaled the facts correctly. The appreciation of evidence is proper. He has taken note of the delay caused in complaint being made to the police. Though shouts were heard in the night till 12 hours thereafter no attempt whatsoever was made to locate the reason of commotion. In such circumstances disbelieving the prosecution witnesses cannot be called absurd or perverse. Hence no interference is called for. Application rejected.

27.9.06